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Douglas G. Martin – 004233

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Attorneys for WILHOIT WATER COMPANY,
INC

BEFORE THE ARIZONA CORPORATION COMMISSION

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR RETROACTIVE APPROVAL OF A
FINANCING APPLICATION

DOCKET NO. W-02065A-07-0306

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR APPROVAL OF A FINANCING
APPLICATION

DOCKET NO. W-02065A-07-0307

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR APPROVAL OF A PERMANENT
RATE INCREASE

DOCKET NO. W-02065A-07-0312

In the Matter of THE APPLICATION OF
WILHOIT WATER COMPANY, INC.,
THUNDERBIRD MEADOWS SYSTEM,
FOR THE APPROVAL OF A FINANCING
APPLICATION.

DOCKET NO. W-02065A-08-0138

DECISION NO. 71234

Compliance to a Decision

Decision No. 71234 ordered the Company to file an ADEQ ATC for the plant related to the Company's development of new storage capacity by December 31, 2009. The Company is requesting an extension of time until May 1, 2010 to file the ADEQ ATC.

1 The Company only recently received notice that our application to obtain a loan
2 from the Water Infrastructure Finance Authority (WIFA) had been approved. That loan
3 has not yet closed and without the loan the Company does not have the resources to
4 contract for the design and construction the new storage capacity. The WIFA loan should
5 close before the end of the year and the Company will contract with a firm to design and
6 construct the storage capacity at that time.

7 In addition, based on submittal of plans to construct new storage capacity for a
8 related system, the Company is uncertain of ADEQ's ability to review and approve plans
9 in a timely fashion. The Company's sister company, Dells Water, submitted plans to
10 ADEQ on August 21, 2009 and have not yet received an ATC for the new storage
11 capacity.

12 Because of the delay in obtaining financing and the uncertainty of the ADEQ
13 review process, the Company respectfully requests an extension of time to file the ATC
14 until May 1, 2010.

15
16 DATED this 11th day of December, 2009.

17
18 MARTIN & BELL, L.L.C.

19
20 By 

21 Douglas G. Martin
22 365 East Coronado Road, Suite 200
23 Phoenix, Arizona 85004
24 Attorneys for Wilhoit Water Company, Inc.

25 ORIGINAL filed with copies
26 mailed/delivered this 11th day
of December, 2009 to:

1 Janice Alward, Chief Counsel
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2 ARIZONA CORPORATION COMMISSION
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3 Phoenix, AZ 85007

4 Steve Olea, Director
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